



NEWS RELEASE

APACHE COUNTY SUPERIOR COURT

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December 22, 2008

Additional Status Conference Scheduled

ST. JOHNS – A Status Hearing was held this morning in case number JV-2008-065. The juvenile was not present. Judge Michael P. Roca addressed several issues at the request of counsel. Items addressed include:

- Defense counsel's request for investigative fees and for forensic expert funding were granted.
- Pursuant to the Court's earlier request, defense counsel has prepared and will provide the court and the State with a proposed order permitting the juvenile to receive counseling services from their nominee. The State will confer with Juvenile Detention Center staff to ensure that the language is acceptable.
- Defense counsel has requested additional disclosure, including an investigative officer interview. The State identified recording problems, but stated that County Attorney's Office staff would provide the interview. Defense counsel was asked to be more specific with future disclosure requests.
- Defense counsel provided the court with notice of their intent to file Motions to Suppress due to 4th Amendment, Miranda and Voluntariness issues. They asked that the juvenile be present when the court addressed the motions and any other substantive issues.
- Special Prosecutor, Bradley Carlyon indicated that he is willing to remain on the case; however, the County Attorney Elect will have to affirm his appointment upon taking office in January.
- In response to an inquiry from the defense, the State indicated they would be filing a Special Action tomorrow.

- Defense counsel made a request on behalf of the juvenile asking that he be allowed to have personal items that are of significance to him. The Guardian Ad Litem will contact the victim and work with the County Attorney's Office to facilitate collection of the items for the juvenile.
- If competency evaluations are filed with the court prior to the next hearing date, the juvenile may be present.
- An additional Status Hearing has been scheduled for Tuesday, January 6, 2009 at 9:00 a.m.

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